S.B.Cr.Misc. Bail App. No.4585/2007

(Rajesh alias Ramiya vs. State of Rajasthan)

Date of order : September 27, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.Amit Gaur, for the petitioner.
Mr.Ashok Upadhyaya, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned as well as the police investigation diary.

It is contended by the learned counsel for the petitioner that similarly situated co-accused Jitendra Suthar has been granted bail by a Co-ordinate Bench of this Court vide order dt. 18.4.2007 and the case of the present petitioner is identical to that of co-accused Jitendra Suthar.

Having regard to the facts and circumstances of the case and the fact that similarly situated co-accused has been granted bail and the case of the present petitioner is not distinguishable from that of co-accused, taking into account the oral arguments advanced by both the parties, I consider it just and proper to enlarge the accused petitioner on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Rajesh alias Ramiya s/o Nandkishore be released on bail in FIR No.74/2007, P.S. Kotgate, Distt. Bikaner provided he furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs.10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-